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Attorney Docket No: 21486-032DIV5

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

APPLICANT: Wands *et al.*

SERIAL NUMBER: 09/903,248

EXAMINER: Not Yet Assigned

FILING DATE: July 11, 2001

ART UNIT: 1642

FOR: DIAGNOSIS AND TREATMENT OF MALIGNANT NEOPLASMS

April 28, 2003
Boston, Massachusetts

Commissioner of Patents
Washington, D.C. 20231

RECEIVED

MAY 01 2003

TECH CENTER 1600/2900

TRANSMITTAL LETTER

Sir:

Transmitted herewith for filing in the present application are the following documents:

- ☒ Amendment and Response to Office Action (18 pgs.);
- ☒ Petition for Extension of Time (1 pg., in duplicate);
- ☒ Supplemental Declaration and Power of Attorney (2 pgs.);
- ☒ ATCC Deposit Receipt (1 pg.);
- ☒ Check #16165 in the amount of \$930.00; and
- ☒ Return Postcard.

If the enclosed papers are considered incomplete, the Mail Room is respectfully requested to contact the undersigned collect at (617) 542-6000, Boston, Massachusetts. The Commissioner is authorized to credit any overpayment or charge any deficiencies to Deposit Account No. 50-0311, Reference No. 21486-032DIV5. A duplicate copy of this Transmittal Letter is enclosed.

Respectfully submitted,

(A Beattie)

Ingrid A. Beattie, Reg. No. 42,306
Attorney for Applicants

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PATENT TRADEMARK OFFICE

ATCC

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**BUDAPEST TREATY ON THE INTERNATIONAL RECOGNITION OF
THE DEPOSIT OF MICROORGANISMS FOR THE PURPOSES OF PATENT PROCEDURE****INTERNATIONAL FORM****RECEIPT IN THE CASE OF AN ORIGINAL DEPOSIT ISSUED PURSUANT TO RULE 7.3
AND VIABILITY STATEMENT ISSUED PURSUANT TO RULE 10.2****To: (Name and Address of Depositor or Attorney)**

Rhode Island Hospital
Attn: Jack R. Wands, MD
Liver Research Center
55 Claverick Street, 4th Floor
Providence, RI 02903

Deposited on Behalf of: Rhode Island Hospital**Identification Reference by Depositor:**

Mouse hybridoma cell line: HA15C7A
Mouse hybridoma cell line: HA219B
Mouse hybridoma cell line: HA386A
Mouse hybridoma cell line: FB501

Patent Deposit Designation

PTA-3383
PTA-3384
PTA-3385
PTA-3386

The deposits were accompanied by: a scientific description a proposed taxonomic description indicated above. The deposits were received May 17, 2001 by this International Depository Authority and have been accepted.

AT YOUR REQUEST: X We will inform you of requests for the strains for 30 years.

The strains will be made available if a patent office signatory to the Budapest Treaty certifies one's right to receive, or if a U.S. Patent is issued citing the strains, and ATCC is instructed by the United States Patent & Trademark Office or the depositor to release said strains.

If the cultures should die or be destroyed during the effective term of the deposit, it shall be your responsibility to replace them with living cultures of the same.

The strains will be maintained for a period of at least 30 years from date of deposit, or five years after the most recent request for a sample, whichever is longer. The United States and many other countries are signatory to the Budapest Treaty.

The viability of the cultures cited above was tested May 30, 2001. On that date, the cultures were viable.

International Depository Authority: American Type Culture Collection, Manassas, VA 20110-2209 USA.

Signature of person having authority to represent ATCC:


Enaya Nunnally, Patent Specialist, Patent Depository

Date: June 27, 2001

cc: Ingrid Beattie
(Ref: Docket or Case No.: 21486-032)